



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*86 Chambers Street, 3rd Floor
New York, New York 10007*

January 20, 2011

BY FEDERAL EXPRESS

Alexander Abdo, Esq.
American Civil Liberties Union Foundation
125 Broad Street, 18th Floor
New York, NY 10004

Re: American Civil Liberties Union v. Central Intelligence Agency, et al.,
10 Civ. 7092 (AKH)

Dear Alex:

On behalf of the United States Department of Defense ("DOD"), I enclose documents in further response to your Freedom of Information Act ("FOIA") request dated October 16, 2009 (the "Request"), that is the subject of the above-referenced case.

Enclosed is a disc containing documents bates numbered ACLU DD II NCIS 0001 through 1792, consisting of approximately 11 investigative files, separated and identified A through K, produced by the United States Navy's Naval Criminal Investigative Service. Specific information is being withheld pursuant to 5 U.S.C. § 552(b)(2), 5 U.S.C. § 552(b)(3), 5 U.S.C. § 552(b)(6), 5 U.S.C. § 552(b)(7)(c), and 5 U.S.C. § 552(b)(7)(e).

Please note that some responsive documents have been referred to other government agencies for review. These documents are identified within this production as "Deleted Page Information Sheets." We have also referred information within certain documents contained in the investigative file marked "E" to another Command for review. In addition, one investigative file is currently undergoing a classification review.

Finally, documents associated with three of the investigations deemed responsive to your request have previously been released and are currently available on the following website:

http://www.dod.mil/pubs/foi/detainees/death_investigation/index.html#NCIS

Very truly yours,

PREET BHARARA
United States Attorney

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